



**COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF TELECOMMUNICATIONS AND CABLE**

D.T.C. 16-4

September 14, 2017

Petition of Charter Communications to establish and adjust the basic service tier programming, equipment, and installation rates for the communities in Massachusetts served by Charter Communications that are subject to rate regulation.

REQUEST FOR BRIEF

Charter's response to Record Request 1 indicates that as part of the company's removal of its franchise related costs from the Federal Communications Commission ("FCC") Form 1240, the company will begin recouping the 11.25% rate of return the FCC prescribed in its March 30, 1994, Order (FCC 94-39), and will do so retroactively to the beginning of the license term in each of its regulated communities in Massachusetts. Pursuant to 207 C.M.R. § 1.10(3), please file a brief by September 26, 2017, explaining the basis (e.g., federal or state law, regulation, or administrative order) on which Charter is able to recoup an 11.25% rate of return retroactively.

By Ruling of the Presiding Officer,

A handwritten signature in black ink, appearing to read "Sean M. Carroll", written over a horizontal line.

Sean M. Carroll